

Exhibits

TAB

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

In the Matter of United States Trademark Application:

Applicant: Abro Industries, Inc.

Serial No.: 76/236,186

Filed: April 5, 2001

Mark: THREADLOK



04-17-2002

U.S. Patent & TMO/TM Mail Rcpt Dt. #26

Loctite Corporation
(Opposer)

vs.

Abro Industries, Inc.
(Applicant)

Opposition No. _____

Commissioner for Trademarks
Box TTAB - FEE
2900 Crystal Drive
Arlington, Virginia 22202-3513

NOTICE OF OPPOSITION

Sir:

Loctite Corporation, a corporation organized and existing under the laws of the State of Delaware, of 1001 Trout Brook Crossing, Rocky Hill, Connecticut 06067, U.S.A. ("Opposer"), believes that it will be damaged by registration of the mark shown in the above-referenced application and hereby opposes issuance of the registration.

As grounds for opposition, Opposer alleges as follows:

Applicant seeks to register THREADLOK as a trademark for "adhesive sealant for fasteners", claiming a first use date of March 20, 2001, as is evidenced by the publication of said trademark in the Official Gazette of January 15, 2002, page TM 346.

Well before the first use date claimed by Applicant, Opposer did sell, and continues to sell, adhesives for locking and sealing fasteners, under its LOCTITE brand, as LOCTITE Threadlockers.

Opposer has sold its goods extensively throughout the United States and has promoted and advertised the goods extensively as LOCTITE Threadlockers. Excerpts from Opposer's current product catalog are attached as Exhibit 1. Other competitors use the term 'Threadlockers' to describe the same goods. Printouts from competitors' websites are attached as Exhibit 2.

If Applicant is granted the registration herein opposed, it would thereby obtain at least a prima facie exclusive right to the use of THREADLOK for adhesive sealants for fasteners, also known as 'threadlockers', and the right to prevent use of confusingly similar terms for the same or related goods. Such registration would be a source of damage and injury to the Opposer and to others who use the designation 'threadlocker' and derivatives thereof to indicate a type of adhesive sealant, subjecting Opposer and others to possible challenges by Applicant that their use of 'Threadlocker' in conjunction with their goods infringes the trademark sought to be registered by Applicant in the application opposed herein.

WHEREFORE, Opposer prays that its opposition be sustained and that the registration sought by Applicant be refused. Opposer includes a duplicate copy of this Notice of Opposition, including the Exhibits, in accordance with 37 C.F.R. §2.104(a). Moreover, Opposer includes with its Notice of Opposition a deposit account order form (in duplicate) in the amount of \$300.00 for the filing fee in accordance with 37 C.F.R. §2.6(a)(17).

Respectfully submitted,

By: 

Christel Emerson
Attorney for Opposer
c/o Henkel Corporation
2200 Renaissance Boulevard
Suite 200, The Triad
Gulph Mills, PA 19406
Telephone: (610) 270-8163

Dated: April 15, 2002

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as first class mail in an envelope addressed to Commissioner for Trademarks, Box TTAB FEE, 2900 Crystal Drive, Arlington, Virginia 22202-3513, on April 15, 2002

Date April 15, 2002

Marlene Cecco
Signature of Certifier

Marlene Cecco
Typed or Printed Name of Certifier

(in duplicate)

THREADLOK0415USPTOopp.doc
doc: 5/15/02

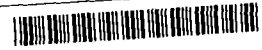


Henkel Corporation

Law Department

April 15, 2002

Commissioner for Trademarks
Box TTAB FEE
2900 Crystal Drive
Arlington, Virginia 22202-3513



04-17-2002

U.S. Patent & TMO/TM Mail Rcpt Dt. #26

**Re: NOTICE OF OPPOSITION
LOKTITE
Trademark Application No. 76/236,186
In the name of Abro Industries, Inc.
Opposer: Loctite Corporation**

Sir:

We are enclosing the following in the above-identified matter:

1. Deposit Account Order Form for Notice of Opposition in the amount of \$300.00 (original and duplicate); and
2. Notice of Opposition with Certificate of Mailing (original and duplicate);

The Commissioner is hereby authorized to charge any deficiency in the required fee or to credit any overpayment to Deposit Account 12-2135.

Please direct all receipts and communications with respect to this matter to the undersigned at Henkel Corporation, Law Department, The Triad, Suite 200, 2200 Renaissance Boulevard, Gulph Mills, Pennsylvania 19406, (Telephone No. 610/270-8163).

Respectfully submitted,

Christel Emerson
Attorney for Petitioner

CE/mc
Enclosures

THREADLOKpto0415ltrOPP.doc
DOC: 5/15/02

U.S. DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICE

DEPOSIT ACCOUNT ORDER FORM

BEFORE USING THIS ORDER FORM
read the important information on the
reverse side

FOR OFFICE USE ONLY

MAIL TO: Commissioner of Patents and Trademarks
Washington, D.C. 20231 Date 4/15/02

Account No. 12-2135 Order No.

Name and Address of Depositor:
Loctite Corporation
10 Columbus Boulevard
Hartford, Connecticut 06106

DESCRIPTION OF ARTICLES OR SERVICES TO BE FURNISHED

NOTICE OF OPPOSITION

Trademark Name: THREADLOK

Applicant: Abro Industries, Inc.

Class: Int. Cl. 17

Application No.: 76/236,186

Filed: April 5, 2001

Opposer(s): Loctite Corporation

Charge: \$300.00

(in duplicate)



sheet.

04-17-2002

U.S. Patent & TMO/TM Mail Rpt Dt. #26

Christel Emerson (Signature)

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SHIPMENT PLEASE COMPLETE THE FOLLOWING MAILING LABEL—PLEASE PRINT OR TYPEWRITE

U.S. DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
OFFICIAL BUSINESS

RETURN AFTER FIVE DAYS

THREADLOK

YOUR ORDER NO.

Loctite Corporation
NAME c/o Henkel Corporation
The Triad, Suite 200
STREET ADDRESS 2200 Renaissance Boulevard
CITY, STATE, ZIP CODE Gulph Mills, PA 19406